IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8848 OF 2004

Bhartiya Suraksha Rakshak & General Kamgar Union. ..Petitioner

V/s.

The Security Guards Board & ors. ..Respondents

Ms.Shraddha Mohite for the petitioners.

Ms.Lata Desai for Respondent No.1.

Mr.Anil Subramaniam for Respondent No.3.

Coram : R.M.LODHA & R.S.MOHITE,JJ

Date : 30.3.2005.

PC

. Heard the learned Counsel for the petitioner, the learned Counsel for Respondent No.1 and the learned Counsel for Respondent No.3.

2. It is not in dispute that the Maharashtra Private Security Guards (Regulation of Employment and Welfare) Act 1981 (for short ‘Act of 1981’) has been made applicable to Pune district vide Notification dated 5.12.2002. It is also not in dispute that the scheme entitled the Maharashtra Private Security Guards (Regulation of Employment

and Welfare) Scheme, 2002 (for short 'Scheme of 2002') has been extended to Pune district vide Notification dated 6.2.2003. In the light of this admitted position, the learned Counsel for Respondent No.1-board submitted that if an appropriate application is made by the petitioner for registration of the security guards, the respondent no.1-board shall consider such application expeditiously.

3. In view of the aforesaid submission of the learned Counsel for Respondent No.1, we are satisfied that diverse aspects raised in the Writ petition need not be examined by us on merits and interest of justice shall be served by the following order :-

O R D E R

1. The petitioner is permitted to make an appropriate application for registration of the security guards details of which have been given in Exhibit-A annexed with the Writ petition within 3 weeks from today.

2. The Respondent No.1-board is directed to deal with such application made by the petitioner expeditiously and take action there-on as early as

possible but in no case lesser than 6 weeks from the date of receipt of such application.

3. For a period of 9 weeks, the order of status-quo passed by this Court on 5.11.2004 shall remain operative.

(R.M.LODHA,J)

(R.S.MOHITE,J)